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WEDNESDAY, MAY 18, 1910.

THE DECISION IN THE ANNEXATION CASE.

As much as we may regret that we cannot have the fine citizenship along the Boulevard within our limits, Newport News as a city has no reason for being dissatisfied with the decision in the Circuit Court of Elizabeth City county yesterday by Judge Scott. The city council had declined to ask that the Boulevard section be annexed, many of the members not being convinced that it is expedient for the city to take in territory situated across Salter's creek at this time. Therefore, the court's ruling practically is in accord with the majority sentiment of the council.

As far as the territory lying between Salter's creek and the present limits of the city is concerned, Judge Scott expressed the belief that the strip properly belongs to the city and should be within the limits, but he held that inasmuch as he did not deem it necessary to annex the section east of the creek, he was without jurisdiction as to the strip west of the creek, the whole of the latter section having been involved in the case decided at Warwick county. Everybody in the city believes that this strip should be annexed, and as Judge Scott agrees with us we can only be sorry that he did not have the power to constitute the Circuit Court of Elizabeth City a court of appeals.

Judge Scott made a statement from the bench that should influence the council to a considerable extent in the consideration of the question of whether or not the city shall appeal from the decision of Judge Shackelford. He said he believed City Attorney Massie might win his fight for the section west of Salter's creek if he carried the Warwick county case to the Supreme Court, and he said "might" as though he meant something stronger. The fact that Judge Scott holds this opinion, and was willing to express it from the bench, shows conclusively that the city has a strong case in law as to the strip of land, which, every layman familiar with the situation knows, should as a matter of fact be taken within the limits. We believe, too, that the city's case as to blood-field and the settlements on the river shore south of the Chesapeake & Ohio piers is equally as sound.

THE WAR ON THE INSURANCE TRUST.

The local insuring public, represented by committees of the Merchants' Association and Chamber of Commerce, will do well to adopt the suggestion that State Insurance Commissioner Burton be appealed to and conferred with in regard to the fire insurance situation in Newport News. The commissioner has considerable power, and it may be that he can bring the Southeastern Underwriters' Association to terms and secure the withdrawal of the ten per cent increase on insurance rates here. Certainly no harm can result from an appeal to the commissioner, who is the proper state officer to handle such a situation.

However, in the meantime, the municipal and State officers in Newport News should not allow anything that may be done by the insuring public in an effort to obtain immediate temporary relief to interfere with their plans for prosecuting the insur-

ance Trust as a combination in restraint of trade. If it appears that there is legitimate grounds upon which to base such an action, the prosecution should begin at the earliest possible moment. The attitude of the underwriters' association makes this an imperative necessity.

A question of more importance than the few thousands of extra dollars that may be squeezed out of the local insuring public this year is involved in this situation. The question is, shall the insurance companies, organized as a trust, throttling competition and dictating to municipal governments, be permitted to fix excessive rates for insurance whenever and wherever it sees fit. We are told by the insurance agents that every city that has attempted to "buck" the Trust daily has been compelled to beg for mercy and effect a compromise. That is all the great reason why we should fight, and fight to a finish. If there are no laws on the statute books of Virginia now under which this Trust can be controlled, let us see to it that some are put there when the general assembly meets again.

NO ANNEXATION FOR BOULEVARD PEOPLE

(Continued from First Page.)

The judge replied that he could not cut up a county in such a way.

Not a Court of Appeals.

Explaining his decision as to the territory west of Salter's creek, Judge Scott said that if he had deemed it necessary to take in the territory east of the creek, he then would have held that he could annex the westerly section because that would be necessary to connect the easterly section with the city. But as it was not deemed necessary to take in the section east of the creek, to annex the strip between the city limits and the creek would, in effect, be to constitute himself a court of appeals over the Circuit Court of Warwick county.

The order was drawn immediately. Referring to the claim that police protection is desired in the Boulevard section, the judge said the residents could go before Judge Robinson and secure such protection as may be necessary.

Final Testimony.

Two witnesses in rebuttal were put on the stand by the petitioners when court convened this morning. A. L. Powell testified that he believed Chief W. K. Stow, of Newport News, was mistaken in his contention that it would be necessary for the city to build a new and completely equipped fire station in order to protect the territory proposed to be annexed. Former Superintendent of Streets S. J. Harwood, of Newport News, testified that a force of men is kept constantly at work on the unpaved streets of the city, and that the streets are kept in good condition.

Argument by Counsel.

Earnest, forceful arguments by counsel closed the case. Mr. Batchelor opened for the petitioners; Judge Montague opened for the county and was followed by Mr. Massie, for the city; then Mr. Cumming closed for the county, and was followed by Mr. Batchelor, who closed for the petitioners.

Mr. Batchelor urged the necessity for and expediency of the proposed annexation, saying that his clients needed and desired police and fire protection and the other advantages they would gain by living under a city government. He flayed the Old Dominion Land Company for its policy in holding all waterfront property for other than residential purposes, and made light of the testimony of the Salter's creek section residents who opposed annexation to the city. The county, he said, had signally failed in its attempt to prove the city of Newport News an "impoverished and impoverished municipality." Judge Montague and Mr. Cumming, on the other hand, contended with equal earnestness that the necessity for and expediency of the proposed annexation has not been proven; that a majority of the people of the territory involved did not want to go into the city; that the county is able to and does take proper care of the territory, and that the city of Newport News already has a plenty of undeveloped property within its borders and is not able to take care of what it has. Counsel for the county laid stress, too, upon the fact that Elizabeth City was one of the original shires of the Old Dominion, and that it already has given up a considerable part of its comparatively small area for public purposes. Mr. Massie devoted his attention to the territory west of Salter's creek; and Greenlaw cemetery, and to answering the attacks upon the city of Newport News. He argued that the territory for which the city asks physically is a part of the city and belongs within its limits. The people of the city, he said, desire to have Greenlaw cemetery, where their dead are buried, within the limits so that they may have supervision over and protect the property. As to the financial condition of the city, Mr. Massie declared he was proud of the showing that had been made, and that instead of being impoverished, the city is in splendid condition. He went over the evidence, touching especially upon the fact that the city has issued bonds for only one third of the amount authorized by law.

MARKET IS IN LETHARGY

Foreign Exchange Reopening
Brings no Activity.

TRADERS ARE DISCOURAGED

Attempts to Cause Movements in
Either Direction Are Abandoned
and Weakness Prevails—Hocking
Valley Receivership a Factor.

(By Associated Press.)

NEW YORK, May 17.—The stock market sank into lethargy today. The failure of the re-opening of the foreign stock markets to revive any activity in the dealings was a discouragement to the trading element and caused it to give up attempts to move the market in either direction in points of material importance.

News developments were not scarce, but stocks were unusually unresponsive to such as there was. Some influence was allowed to the Hocking Valley receivership as a factor in the stagnation. The resumption of business in London found that market under the repressive influence of the mourning period for the dead king and with the prospect of another adjournment on Friday for the funeral ceremonies.

A further advance in the foreign exchange rates today, when the reported bond sales in Paris, a completed, ought to cause a downward tendency, gave rise to vague uneasiness over a postponement in these negotiations.

The continued sluggishness of the bond market and the conservative views regarding the money market, held by bankers, emphasize the importance of an extensive sale of bonds to foreigners. Rates on mercantile paper are rising again with no demand on the part of bankers for the small supply in the market.

The potests against the proposed increases in railroad foreign rates, which are being voiced from different quarters, are not without effect on views of values of railroad stocks, the increased revenues promised by these advances having played a large part in the more hopeful speculative sentiment lately held.

The report of deficient temperature contained in the weather bureau's weekly bulletin was supplemented by forecasts of further frosts tonight in regions where both the cotton and grain crops would be affected.

The strength of the wheat market in face of considerable speculative liquidation was remarked.

Bonds were heavy. Total sales, par value, \$1,538,000.

United States bonds were unchanged on call. Total sales today, \$33,200 shares, including: Sugar, 100; Tobacco, 200; A. C. L., 200; C. & O., 7,600; L. & N., 100; Reading, 74,600; Southern Railway, 400; pfd, 500; Tennessee Copper, 100; Steel, 54,600; V. C. C., 1,100.

Closing List.

Allis Chalmers pfd	32
Amalgamated Copper	70 3/4
American Agricultural	45
American Beet Sugar	26 1/2
American Can	9 1/2
American Car & Foundry	61 1/4
American Cotton Oil	62 1/2
American Hide & Leather pfd	23 3/4
American Ice Securities	23
American Linseed	12
American Locomotive	48 1/4
American Smelting & Refn	79 1/2
American Steel Foundries	55 1/2
American Sugar Refining	123
American Tel. & Tel.	126
American Tobacco pfd	95
American Woolen	24 1/2
Anaconda Mining Co.	44 1/2
Atchafalpa	109 1/2
Atchafalpa pfd	101 1/2
Atlantic Coast Line	123
Baltimore & Ohio	111 1/2
Bethlehem Steel	27 1/4
Brooklyn Rapid Transit	81 1/4
Canadian Pacific	192
Central Leather	41 1/2
Central Leather pfd	107
Central of New Jersey	270
Chesapeake & Ohio	86 1/2
Chicago & Alton	45 1/4
Chicago Great Western	27 1/4
Chicago Great Western pfd	59
Chicago & Northwestern	151
Chicago, Mil. & St. Paul	128 1/2
C. C. & St. Louis	34
Colorado Fuel & Iron	88
Colorado & Southern	60
Consolidated Gas	128
Corn Products	16
Delaware & Hudson	11 1/2
Denver & Rio Grande	40 1/2
Denver & Rio Grande pfd	79 1/4
Distillers' Securities	39 1/2
Erie	28 1/2
Erie 1st pfd	46
Erie 2nd pfd	35 1/2
General Electric	150
Great Northern pfd	125 1/2
Great Northern Ore Cfs.	62
Illinois Central	143 1/2

DO YOU WANT YOUR FULL SHARE OF THE PROFITS—YOUR MONEY EARNS?

Of course, then—
YOU must buy OUR PAID-UP STOCK CERTIFICATES

Ask or write for our new booklet—"How to Increase Your Money's Earning Power to 5 Per Cent."

The Mutual Home & Savings Association of Newport News, Virginia
Has Been for Fourteen Years
"The Dividend Payer"

NEWPORT NEWS.

PROPER CLOTHES for MEN

Peysen Says The More Critical

You are the easier it will be to suit you, because there are mighty few custom tailors who can equal us in fitting qualities, and none who can touch our values for the price.

Suits \$15.00 to \$30.00
Straw Hats 2.00 to 4.00
Low Shoes 3.50 to 5.50

2715
Washington Avenue,
Newport News, Va.

Interborough-Met.	20 1/4
Interborough-Met. pfd	51 1/4
International Harvester	96 1/2
Inter-Marine pfd	18
International Paper	12
International Pump	48 1/2
Iowa Central	21
Kansas City Southern	34
Kansas City Southern pfd	66
Laclede Gas	103 1/2
Louisville & Nashville	146 1/4
Minneapolis & St. Louis	32
Minn. St. P. & Sault St. M.	139 1/4
Missouri, Kansas & Texas	41 1/2
Missouri, Kansas & Texas pfd	39
Missouri Pacific	69
National Hiscult	105
National Lead	78
Natl Rys. of Mexic. 2nd pfd	29
New York Central	129 1/2
Norfolk & Western	44 1/2
Norfolk & Western	102 1/2
North American	72 1/2
Northern Pacific	131 1/4
Pacific Mail	26
Pennsylvania	135
People's Gas	107 1/4
Pittsburg, C. C. & St. Louis	100 1/4
Pittsburg Coal	19 1/4
Pressed Steel Car	39 1/2
Pullman Palace Car	161 1/4
Railway Steel Spring	39
Reading	162 1/2
Republic Steel	33 1/4
Republic Steel pfd	97 1/2
Rock Island Co.	44 1/4
Rock Island Co. pfd	89 1/4
St. Louis & San Fran. 2nd pfd	47 1/2
St. Louis Southwestern	31 1/4
St. Louis Southwestern pfd	73 1/2

(Continued on Sixth Page.)

DEEDS, NOT WORDS

Newport News People Have Absolute Proof of Deeds at Home.

It's not words but deeds that prove true merit.

The deeds of Doan's Kidney Pills. For Newport News kidney sufferers, Have made their local reputation. Proof lies in the testimony of Newport News people who have been cured to stay cured.

Mrs. R. H. Harris, 525 Twenty-ninth street, Newport News, Va., says: "I consider Doan's Kidney Pills to be a very reliable kidney remedy. I suffered for a long time from kidney complaint and my back ached continually. I was unfit for my house work and at times I was so bad that I could not sit or lie down with any comfort. The pain kept me awake at night and I also had a distressing kidney difficulty. Although I doctor most of the time, I did not receive relief. Finally my attention was called to Doan's Kidney Pills and I got a box at Kier's drug store. They relieved me from the first and continued use removed my trouble." (Statement given September 2, 1907.)

Mrs. Harris was interviewed on June 28, 1909 and she said: "I have never had the least symptom of kidney complaint since Doan's Kidney Pills cured me two years ago. Every word of the testimonial I gave in their favor at that time still holds good."

For sale by all dealers. Price 50 cents. Foster-McIlburn Co., Buffalo, New York, sole agents for the United States.

Remember the name—Doan's—and take no other.

Hampton, Phoebus and Old Point

OYSTER ASSOCIATION OPENS IN NORFOLK

Frank W. Darling Welcomes
Pure Food Officers at
Meeting.

(By Associated Press.)
NORFOLK, VA., May 17.—With upwards of two hundred delegates from fourteen states in attendance, the second annual convention of the Oyster Growers and Dealers Association of North America, opened here today for a two days' session.

A more thorough understanding for the betterment of the oyster industry generally is the keynote of the convention. Dr. W. G. Stiles, chief of the bureau of chemistry, at Washington, and other government officers, were in attendance.

"While we have not always thought that your decisions were just as we deemed proper, yet we are satisfied that you are honestly working for what is best," declared Frank W. Darling, of Hampton, Va., in referring to the presence of pure food officers. Mr. Darling said the National Oystermen were more than glad to have the federal officers with them so that the latter may see the lines along which the oyster growers and dealers are working, to comply with all pure food laws.

The opening address of the convention was made by President A. Zeel F. Merrill, of New York.

Virginia, Maryland, New York, Massachusetts, Connecticut and Rhode Island have the largest delegations.

BANKER KILLS SELF IN PRESENCE OF SON

Prominent Virginian Suicides
by Firing Load into His Heart.

(By Associated Press.)

LEESBURG, VA., May 17.—Richard Ray Ross, treasurer of the Farmers & Merchants Banking & Trust Company of Leesburg, committed suicide this morning at his home here by shooting himself with a double barreled shot gun. He pressed the trigger with his foot, the load passing through his heart and tearing away one side of his body. His little son witnessed the tragedy.

Mr. Ross was regarded as one of the best known bank officials in Virginia and was formerly connected with the People's Bank of Leesburg and the American National Bank of Washington.

His accounts were found to be straight, but it is said he lost money at the races near Leesburg Monday afternoon.

MONEY NOT SUFFICIENT FOR RAISING THE MAINE

Appropriation Made is Inadequate for
Taking Wrecked Vessel from
Havana Harbor.

(By Associated Press.)

WASHINGTON, D. C., May 17.—According to the war department it may take half a million dollars or more to defray the cost of raising the wreck of the Maine in Havana harbor. A bill appropriating \$100,000 for this purpose already has passed congress and been approved by the President. Secretary of War Dickinson, however, today, called the attention of the house to a letter to him dated last Saturday, from Chief Engineer Marshall, of the army, saying the work could not be done for the \$100,000 nor can the amount be economically and effectively expended in initial work.

General Marshall said the best plan would be to build a coffer dam around the wreck and pump it out, thus permitting the removal of the bodies and a thorough examination of the hull. Secretary Dickinson makes no recommendation.

COMING BACK TO FORT.

Thirty-fifth Company Will Arrive
From Philippines Today.

The Thirty-fifth Company, Coast Artillery, will arrive here this morning from the Philippines to replace the Thirtieth Company at Fort Monroe. This company, which left here three years ago, was relieved in the Philippines by the Thirtieth company, which left Old Point in March.

Practically all of the members of the Thirty-fifth are well known in this section, and the wives of several of them live here or in Phoebus. Consequently the coming of the company is an event of considerable moment. The company will arrive about noon on a special train.

Boys Charged With Wrecking Freight
RICHMOND, VA., May 17.—John Ailly, 18 years old, of this city, D. J. Hupp, also of this city; Homer Dailey, of Ohio, and Morris Pileys, who has no home, were brought to the Henrico county jail today by Detective Scherzer, of the Chesapeake & Ohio Railroad Company, who charged them with wrecking a freight train on the James River division of the C. & O. Railroad yesterday afternoon.

Hampton, Phoebus and Old Point

HENRY L. SCHMELZ, President.
FRANK W. DARLING, Vice-President.

The Bank of Hampton

Hampton, Va.

ITS THE OLDEST AND LARGEST IN EITHER
HAMPTON OR NEWPORT NEWS.

CAPITAL..... \$100,000.00
SURPLUS..... \$140,000.00

Deposits Over One Million Dollars

The only designated depository in the State of Virginia to
Eastern Virginia. We make loans on Real Estate—NOT
PROHIBITED—as are the National Banks.

4 Per Cent Interest Paid on Savings Accounts.

NELSON S. GROOME, Cashier

Revised Rent List

Victoria Ave. 10 rooms, large lot, all modern conveniences \$30
Carey St. 10 rooms, water front, all modern conveniences 35
North King St. 10 rooms, all modern conveniences 30
Rudd Place, 10 rooms, water front, all modern conveniences 35
Newport News Ave. 8 rooms, modern conveniences, first class shape 25
Washington St. 9 rooms 18
Washington St. 7 rooms and bath 15
South King St. 5 rooms and bath, large lot, nice shade 15
Others on West Queen, Lee, Chappel, Holt, Washington, Locust and others.

FURNISHED COTTAGES.

Ten room house at Buckroe for the season on water front, for \$300
Furnished house on Victoria Ave. In first class shape for \$75 month.

FOR SALE.

Six room cottage in Phoebus, on good street, centrally located, \$1,000,
\$200 cash, balance \$10 per month without interest.
LaSalle Ave. seven room house with acre of ground, nice fruit, price
\$1,700. Terms easy. A bargain.

M. H. MORGAN & CO.,

INSURANCE, BONDS, LOANS, NOTARIES, AUCTIONEERS,
HAMPTON, PHOEBUS.

Real Estate

100 acre farm, good dwelling, large barn and all necessary out
buildings, under fence, 2 1/2 miles from city, at a bargain. Possession
given Dec. 1st, 1910.

9 room dwelling, Newport News avenue, with bath, electric
lights and etc. at a bargain, \$500 cash and balance on easy terms.

FOR RENT—At Buckroe, an 8 room furnished dwelling. At
Buckroe, a 6 room furnished dwelling.

Several modern dwellings, and others at greatly reduced prices.
\$1,000 TO LOAN ON REAL ESTATE.

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LACKEY'S Real Estate Directory

For Rent at Buckroe

6 ROOM COTTAGE DIRECTLY ON THE BEACH FRONT. Desires
to rent for entire year, or will sell.

11 ROOM COTTAGE FURNISHED FOR RENT.

\$2,500 TO LOAN ON REAL ESTATE FOR 3 YEARS.

M. O. Lackey

MANAGER, THE PHILLIPS-LACKEY CO.
REAL ESTATE, RENTS, LOANS, INSURANCE, AUCTIONEERS
8 East Queen St. AND BONDING. Hampton, Va.

SAND

The only place to sell or buy every
thing, such as Furniture of all description, Iron Beds, Springs, Dressers,
Hall Racks, Parlor Lamps, 1 High
Office Desk, Chairs from 25c up; Show
Cases, Soda Fountains, Job Printing
outfit, Cash Register, Clock, 2 Drop
Head Sewing Machines, Cook Stove,
Mating, 10c per yard up; Refrigerators,
Rugs, Gasoline Stove, Pictures
16x20, 25c up; Extension Table, 10
gallon Air Pressure Tank, 150 pairs
of Children's Shoes at Auction Saturday
6:30 p. m. WHITE FRONT
AUCTION HOUSE, 115 W. Queen St.
Hampton, Va.